

**IN THE UNITED STATES BANKRUPTCY COURT  
FOR THE NORTHERN DISTRICT OF MISSISSIPPI**

**IN RE:  
FF ACQUISITION CORP. D/B/A FLEXIBLE-FLYER**

**CHAPTER 11  
CASE NO. 05-16187-DWH**

**FOURTH, & FINAL, APPLICATION FOR ALLOWANCE OF COMPENSATION  
FOR SPECIAL COUNSEL SWEENEY & SHEEHAN  
AS TO THE GOSHORN LITIGATION**

COMES NOW FF Acquisition Corp. d/b/a Flexible-Flyer (the "Debtor"), and files this its Fourth, & Final, Application for Allowance of Compensation for Special Counsel Sweeney & Sheehan as to the Goshorn Litigation (the "Application"), and in support thereof, would show unto the Court as follows, to-wit:

1. On September 9, 2005, the Debtor filed its Voluntary Petition for reorganization with this Court under Chapter 11 of the Bankruptcy Code
2. On May 1, 2007, an Order was entered by the Court, approving the employment of Sweeney & Sheehan as Special Counsel to the Debtor, in its role as a Defendant in that certain lawsuit pending in the Court of Common Pleas of Philadelphia County, Pennsylvania, styled *Goshorn, et al. v. Yerf-Dog Motor Drive Division of FFA Corp, et al* (the "Goshorn Litigation"), and bearing as Case No. 002183.
3. The services rendered to the Debtor by Sweeney & Sheehan benefitted the estate. An Affidavit reflecting the legal services rendered and expenses incurred by is attached hereto as Exhibit "A." The Affidavit also certifies and represents to the Court that the services rendered to the Debtor were reasonable and necessary and that said services have actually been rendered. A detailed itemization of said services is attached as Exhibit "B," and incorporated herein by reference.

4. This is the Debtor's fourth, and final, request for allowance of compensation for professional services rendered in this proceeding by Sweeney & Sheehan as to the Goshorn Litigation. This request covers the period from September 5, 2008, to and including November 3, 2008, and is for the sum of \$630.00 in fees only.

5. The third request covered the period from August 24, 2005, to and including April 27, 2007, and was for the sum of \$5,934.50, which represented \$5,908.50 in fees and \$26.00 in expenses. An Order awarding the full amount of the third request was entered by the Court on March 10, 2008.

6. The second request covered the period from July 19, 2007, to and including October 30, 2007, and was for the sum of \$7,840.50, which represented \$7,828.50 in fees and \$12.00 in expenses. An Order awarding the full amount of the second request was entered by the Court on January 23, 2008.

7. The first request covered the period from May 1, 2007, to and including July 18, 2007, and was for the sum of \$2,416.50 in fees. An Order approving the full amount of the first request was entered by the Court on September 24, 2007.

8. The fees charged herein represent reasonable and necessary fees that were required to be extended by Sweeney & Sheehan in furtherance of its obligations to the Debtor herein, and they represent normal and customary fees charged for representation of similarly situated clients/debtors in similar cases. The time, skill and experience utilized by Sweeney & Sheehan justify the approval of the Application.

WHEREFORE, PREMISES CONSIDERED, the Debtor requests that this Court enter an appropriate Order awarding reasonable attorneys' fees for the professional services rendered by

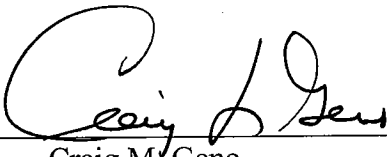
Sweeney & Sheehan and authorizing and directing the Debtor to pay said attorney's fees. The Debtor prays for such further and other relief, both general and special, as allowable under the circumstances.

This, the 20 day of October, 2009.

Respectfully submitted,

FF ACQUISITION CORP.  
D/B/A FLEXIBLE-FLYER

By Its Attorneys  
HARRIS JERNIGAN & GENO, PLLC

By   
Craig M. Geno

OF COUNSEL:

Craig M. Geno, Esq.; MSB No. 4793  
Jeffrey K. Tyree, Esq.; MSB No. 9049  
Melanie T. Vardaman, Esq.; MSB No. 100392  
Harris Jernigan & Geno, PLLC  
587 Highland Colony Parkway (39157)  
P. O. Box 3380  
Ridgeland, MS 39158-3380  
601-427-0048 - Telephone  
601-427-0050 - Facsimile  
Application.wpd

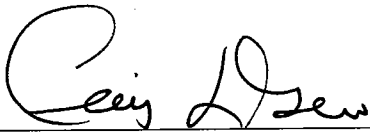
**CERTIFICATE OF SERVICE**

I, Craig M. Geno, do hereby certify that I have caused to be served this date, via Electronic Case Filing notification, a true and correct copy of the above and foregoing instrument to the following:

Sammye S. Tharp, Esq.  
Office of the United States Trustee  
[Sammye.S.Tharp@usdoj.gov](mailto:Sammye.S.Tharp@usdoj.gov)

Jim F. Spencer, Jr., Esq.  
Watkins & Eager  
[jspencer@watkinseager.com](mailto:jspencer@watkinseager.com)

THIS the 20 day of October, 2009.

  
\_\_\_\_\_  
Craig M. Geno

**IN THE UNITED STATES BANKRUPTCY COURT  
FOR THE NORTHERN DISTRICT OF MISSISSIPPI**

**IN RE:**

**FF ACQUISITION CORP. D/B/A FLEXIBLE-FLYER**

**CHAPTER 11**

**CASE NO. 05-16187-DWH**

**EXHIBIT "A"**

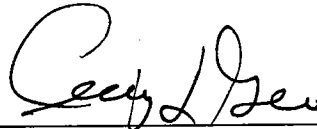
**IN THE UNITED STATES BANKRUPTCY COURT  
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**IN RE:  
FF ACQUISITION CORP. D/B/A FLEXIBLE-FLYER**

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**AFFIDAVIT**

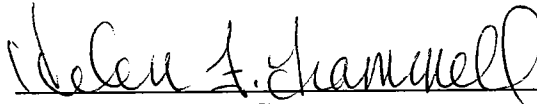
PERSONALLY APPEARED BEFORE ME, the undersigned authority, in and for the jurisdiction aforesaid, Craig M. Geno (the "Affiant"), one of the attorneys for the Debtor, who after having been first by me duly sworn, stated on oath that this Affidavit is submitted in support of the Debtor's Fourth, & Final, Application for Allowance Compensation for Special Counsel Sweeney & Sheehan as to the Goshorn Litigation (the "Application"), that the statements which are attached to the Application as Exhibit "B" represent a detailed reasonable statement of fees for services rendered to the Debtor by Sweeney & Sheehan. Affiant hereby makes application on behalf of the Debtor for payment of reasonable attorney's fees to Sweeney & Sheehan as to the Goshorn Litigation.



Craig M. Geno

STATE OF MISSISSIPPI  
COUNTY OF MADISON

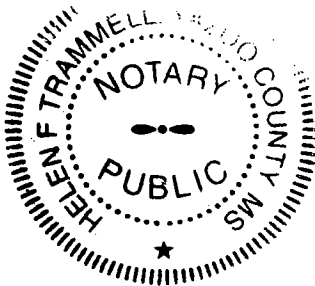
SWORN TO AND SUBSCRIBED BEFORE ME, this the 21<sup>st</sup> day of October, 2009.



NOTARY PUBLIC

MY COMMISSION EXPIRES

5-30-11



**IN THE UNITED STATES BANKRUPTCY COURT  
FOR THE NORTHERN DISTRICT OF MISSISSIPPI**

**IN RE:  
FF ACQUISITION CORP. D/B/A FLEXIBLE-FLYER**

**CHAPTER 11  
CASE NO. 05-16187-DWH**

**EXHIBIT "B"**

LAW OFFICES  
SWEENEY & SHEEHAN  
1515 MARKET STREET - SUITE 1900  
PHILADELPHIA, PA 19102-1983

SEP 21 2009

Craig M. Geno, Esquire  
Harris, Jerrigan & Geno, PLLC  
587 Highland Colony Parkway  
Ridgeland, MS 39158-3830

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Charlotte M. Goshorn a p/n/g of Joshua W. Walls v. Flexible Flyer, et al  
Claim Number: JYO4J099638-2  
File Number: CMI-1104

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Employer ID# 23-1928041  
09/15/09  
FINAL BILL  
229175

\*\*\*\* FEES \*\*\*\*

DATE	ATTY	TYPE	DESCRIPTION OF SERVICES	RATE/HR	HOURS	AMOUNT
09/05/08	WV	SP	Telephone call with Plaintiff's attorney regarding drafts.	\$225.00	0.2	\$45.00
09/05/08	WV	SP	Dictate correspondence to attorney Marano regarding draft.	\$225.00	0.1	\$22.50
09/08/08	WV	SP	Telephone call with Plaintiff's attorney regarding draft.	\$225.00	0.2	\$45.00
09/18/08	WV	SP	Receipt and review of correspondence from Plaintiff's attorney regarding draft.	\$225.00	0.1	\$22.50
09/18/08	WV	SP	Telephone call with Plaintiff's attorney regarding check.	\$225.00	0.2	\$45.00
09/22/08	WV	SP	Receipt and review of Bankruptcy filing.	\$225.00	0.1	\$22.50
09/26/08	WV	SP	Telephone call with Plaintiff's attorney regarding draft.	\$225.00	0.2	\$45.00
09/30/08	WV	SP	Telephone call with Plaintiff's attorney regarding draft; telephone call with carrier.	\$225.00	0.3	\$67.50
10/03/08	WV	SP	Telephone call with Plaintiff's attorney regarding drafts.	\$225.00	0.2	\$45.00
10/07/08	WV	SP	E-mail to Mr. Schuster regarding draft.	\$225.00	0.2	\$45.00
10/07/08	WV	SP	Receipt and review of e-mail from Mr. Schuster.	\$225.00	0.1	\$22.50
10/09/08	WV	SP	Telephone call with Plaintiff's attorney regarding draft.	\$225.00	0.2	\$45.00
10/14/08	WV	SP	Receipt and review of settlement draft.	\$225.00	0.1	\$22.50
10/14/08	WV	SP	Prepare letter to Plaintiff's attorney regarding draft.	\$225.00	0.1	\$22.50



DATE	ATTY	TYPE	DESCRIPTION OF SERVICES	RATE/HR	HOURS	AMOUNT
10/28/08	WV	SP	Telephone call with Plaintiff's attorney regarding settlement draft; e-mail to C. Geno; telephone call with Plaintiff's attorney.	\$225.00	0.4	\$90.00
11/03/08	WV	SP	Receipt and review of correspondence from attorney Geno regarding check.	\$225.00	0.1	\$22.50
TOTAL HOURS & FEES :					2.80	\$630.00

TOTAL DUE SWEENEY & SHEEHAN :	\$630.00
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